IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.1086 OF 2006

Shri Sadashiv Vithoba Kadam ...Appellant

v/s

Shri Shankar Bhau Raut, since deceased through his legal representatives Smt Asha Shankar Raut and others ...Respondents

Mr Vijay Killedar for Appellant.

None for Respondents.

CORAM : D.K. DESHMUKH J.

DATE : 20TH JULY 2007.

P.C. :-

1. This is an appeal preferred by the original plaintiff. Both the Courts below have concurrently found that the suit filed by the plaintiff is barred by the law of limitation and therefore, the plaintiff is not entitled for refund of earnest money. No fault can be found with the order impugned. No substantial question of law arises. Appeal is rejected.

. Parties to act on the copy of this order duly authenticated by the Sheristedar / Private Secretary as true copy.

. Certified copy expedited.